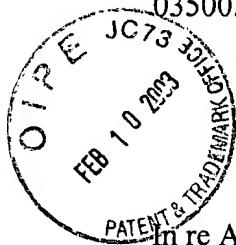


DAC

03500.015541

PATENT APPLICATION



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#10

In re Application of:

TOKAHIRO YAJIMA ET AL.

Application No. 09/900,043

Filed: July 9, 2000

For: THIN FILM FORMATION
METHOD

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Examiner: Trung Q. Dung.
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Group Art Unit: 2823
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February 7, 2003

Commissioner for Patents
Washington, D.C. 20231
OFFICE OF PETITIONS

RECEIVED
FEB 12 2003
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PETITION TO WITHDRAW APPLICATION FROM ISSUE
UNDER 37 C.F.R. §1.313(c)(2) - ISSUE FEE PAID

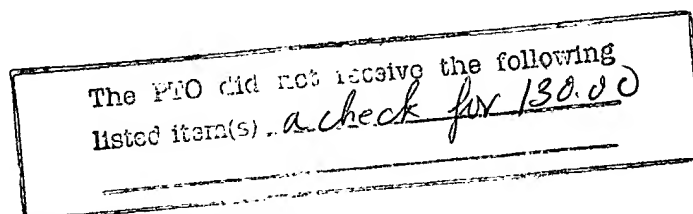
Sir:

Applicants hereby petition the Commissioner pursuant to 37 C.F.R.
§1.313(c)(2) to withdraw the above-identified application from issue.

A Request for Continued Examination (RCE) pursuant to 37 C.F.R. § 1.114
and the fee therefor are being submitted concurrently herewith.

The issue fee for this application has been paid. Applicants request that the
application be withdrawn from issue for consideration of an Information Disclosure
Statement (IDS) being submitted concurrently herewith.

02/12/2003 NBERHE 00000074 061205 09900043
02 FC:1460 130.00 CH



The references being submitted for consideration were previously forwarded with a Search Report from the International Searching Authority in a corresponding International Application on April 11, 2002, a few days after the first action Notice of Allowance was mailed on April 8, 2002, but before actual receipt of the Notice of Allowance on April 16, 2002. The Examiner waited until January 24, 2003 to advise us that the IDS was not considered because the statement under 37 C.F.R. §1.97(e) and the fee under 37 C.F.R. §1.17(p) were not included.

Submitted herewith is a check for \$130.00 for this petition fee set forth in 37 C.F.R. § 1.17(h). The Commissioner is authorized to charge any additional fee in connection with this petition, or credit any overpayment, to Deposit Account 06-1205.

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,



Peter Saxon
Attorney for Applicants

Registration No. 24,947

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200

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